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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING
CASPER DIVISION

THE TRIAL LAWYERS COLLEGE, a
nonprofit corporation

Plaintiff,

v.

GERRY SPENCES TRIAL LAWYERS
COLLEGE AT THUNDERHEAD
RANCH, a nonprofit corporation, and
GERALD L. SPENCE, JOHN
ZELBST, REX PARRIS, JOSEPH H.
LOW, KENT SPENCE, JOHN JOYCE
and DANIEL AMBROSE, individuals,
and GERRY SPENCE METHOD AT
THUNDERHEAD RANCH, INC., a
nonprofit corporation

Defendants.

CIVIL ACTION NO. 1:20-cv-0080

JUDGE CARSON

MAGISTRATE JUDGE CARMAN

**TLC’S MOTION FOR COSTS, EXPENSES, AND ATTORNEYS’ FEES INCURRED AS
A RESULT OF BETH KUSHNER’S UNREASONABLE AND VEXATIOUS
MULTIPLICATION OF THESE PROCEEDINGS**

Plaintiff, The Trial Lawyers College (“TLC”), respectfully requests that this Court grant its motion for costs, expenses, and attorneys’ fees incurred as a result of Beth Kushner’s unreasonable and vexatious multiplication of these proceedings. For the reasons set forth the accompanying Memorandum in Support, TLC respectfully requests that in accordance with 28 U.S.C. § 1927, the Court order Ms. Kushner to pay TLC its costs, expenses, and attorneys’ fees. Specifically, TLC requests that the Court award it attorneys’ fees and costs incurred related to the issuance of the third-party subpoena requests, the attempts to confer with the third-party subpoena recipients, the motions to compel the third-party subpoena responses, the deciphering of the corrupted Amedee production, the repeated briefing of privilege issues, the belated assertion of the

attorney-client privilege, and the litigation concerning the third-party subpoena issued to Ms. Kushner.

Respectfully submitted,

THE TRIAL LAWYERS COLLEGE

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DEFENDANTS JOHN SLOAN, MILTON
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VALENTINE**

CERTIFICATE OF SERVICE AND CONFERRAL

I hereby certify that true and correct copy of the foregoing document has been served electronically by transmission to an electronic filing service provider for service through the Court's CM/ECF system to all parties on November 5, 2021. I further certify that on November 3, 2021, counsel for TLC conferred with counsel for Ms. Kushner, regarding the relief sought in this Motion, and was advised that Ms. Kushner opposes this Motion.

/s/ Christopher K. Ralston

Christopher K. Ralston